

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**William E. Martin,**

**Plaintiff,**

**v.**

**Case No. 2:18-cv-270**

**Zamvir Zariwala, et al.,**

**Judge Michael H. Watson**

**Defendants.**

**Magistrate Judge Deavers**

**ORDER**

The Magistrate Judge issued a Report and Recommendation ("R&R") recommending the denial of Zamvir Zariwala's ("Defendant") motion to dismiss, ECF No. 13, without prejudice and further recommending that William E. Martin's ("Plaintiff") *in forma pauperis* status be revoked pursuant to the three-strikes rule. R&R, ECF No. 15. Plaintiff failed to file a timely objection, and the Court adopted the R&R on April 26, 2019. Op. and Order, ECF No. 16. Plaintiff then moved the Court to set aside its adoption, alleging he never received the Court mailings due to a prison transfer. ECF No. 17.

The Court granted Plaintiff an extension until Wednesday, July 3, 2019, to file objections to the R&R. Order, ECF No. 19. To date, Plaintiff has failed to file objections. Plaintiff was cautioned that failure to do so would result in reinstatement of the Court's previous Order adopting the R&R.

Accordingly, the Court reinstates its previous Opinion and Order, ECF No. 16, **ADOPTS** the R&R, **REVOKE**s Plaintiff's *in forma pauperis* status, and

**ORDERS** that he pay the \$400 filing fee within thirty days. Plaintiff is cautioned that his failure to pay the \$400 filing fee within thirty days of this Order will result in dismissal of this action for failure to prosecute.

**IT IS SO ORDERED.**

  
MICHAEL H. WATSON, JUDGE  
UNITED STATES DISTRICT COURT